

**Assembly Bill No. 1450**

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Passed the Assembly September 10, 2007

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*Chief Clerk of the Assembly*

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Passed the Senate September 6, 2007

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*Secretary of the Senate*

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This bill was received by the Governor this \_\_\_\_\_ day  
of \_\_\_\_\_, 2007, at \_\_\_\_\_ o'clock \_\_\_\_M.

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*Private Secretary of the Governor*

## CHAPTER \_\_\_\_\_

An act to amend Section 17071.46 of the Education Code, relating to school facilities.

## LEGISLATIVE COUNSEL'S DIGEST

AB 1450, Brownley. School facilities: replacement buildings: reconfiguration.

The Leroy F. Greene School Facilities Act of 1998 requires the State Allocation Board to allocate to applicant school districts, prescribed per-unhoused-pupil state funding for construction and modernization of school facilities, including hardship funding, and supplemental funding for site development and acquisition.

The act requires the board to provide a supplemental grant for 50% of the replacement cost of a single-story building if a school district proposes to demolish the building and replace it with a multistory building on the same site if, among other things, the cost of the demolition of the single-story building on the same site is less than the cost of providing a new school facility.

This bill instead would require the board to provide a grant for 50% of the replacement cost of an existing building to be demolished if a school district proposes to demolish the existing building and replace it with a multistory building serving the same grade group configuration or a different grade group configuration on the same or a separate site and if, among other things, the total cost of the demolition, remediation, and construction of all new multistory buildings included in the total project is less than the total cost of providing a new school facility and the existing building proposed to be demolished was not constructed with any funds under the act.

*The people of the State of California do enact as follows:*

SECTION 1. It is the intent of the Legislature to amend Section 17071.46 of the Education Code to authorize school districts to utilize existing schoolsites to house pupils of a different grade level if doing so is financially prudent for the state and the school district.

SEC. 2. Section 17071.46 of the Education Code is amended to read:

17071.46. (a) If an applicant school district proposes to demolish an existing building and replace it with a multistory building serving the same grade group configuration or a different grade group configuration on the same or a separate site, the board shall provide a grant for 50 percent of the replacement cost of the existing building to be demolished, if all of the following conditions are met:

(1) The total cost of the demolition, remediation, and construction of all new multistory buildings included in the total project is less than the total cost of providing a new school facility, including land, on a new site for an additional number of pupils housed as a result of new construction and the multistory replacement school or building on the existing site, as determined by the board. For purposes of this subdivision, the method of estimating the site acquisition costs savings shall be based on previous actual site sizes and acquisition costs in the district for equivalent numbers of pupils, or as otherwise determined by the board if actual site acquisition comparisons are not available for the district.

(2) The State Department of Education has determined that the demolition of an existing building and replacement with a multistory building on the same site or a different site is a reasonable alternative and will not create a school with an inappropriate number of pupils in relation to the size of the site, as determined by the State Department of Education.

(3) The existing building proposed to be demolished was not constructed with any funds under this chapter.

(4) The pupil capacity for the school district on a districtwide basis will increase as a result of the project.

(b) (1) An applicant school district may propose to replace an existing building or school in order to provide pupil housing for a grade group configuration other than the current grade group configuration at the existing site, if the cost-benefit analysis requirement of paragraph (1) of subdivision (a) is met. If the existing building or school to be replaced and reconfigured received modernization funding under this chapter, the funds apportioned for modernization, prorated to reflect the period of time the

building or school was used for its intended purpose, shall be considered as part of the cost-benefit analysis.

(2) The eligibility of the school district shall be adjusted to reflect the changes in the grade group configuration at the existing site.

(c) The board shall establish additional requirements it deems necessary to ensure that the economic interests of the state and the educational interests of the children of the state are protected.







Approved \_\_\_\_\_, 2007

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*Governor*